

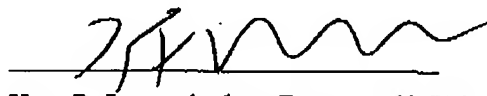
Application #: 10/613,338
Response to Restriction Requirement

REMARKS

The applicant elects to prosecute the product claims, specifically, claims 1-15 and 24-27. Claims 33-35 are generic relative to the required species election and pertain to both brewed and non-brewed beverages. Claims 16-23 are method claims and are withdrawn from consideration at this time without prejudice.

Dated this 18th day of October, 2004:

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'K. Leyendecker', is written over a horizontal line.

Kurt P. Leyendecker, Reg. no. 42,799
16A Inverness Place East
Englewood, CO 80112